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PTO/SB/50 (12/97)

Approved for use through 09/30/00. OMB 0651-0033  
Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## REISSUE PATENT APPLICATION TRANSMITTAL

Attorney Docket No. 005214.P002R

First Named Inventor Kuriacose JOSEPH

Original Patent No. 5,819,034

Original Patent Issue Date October 6, 1998

(Month/Day/Year)

Express Mail Label No. EL471466794US

Total Pages 3

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, D.C. 20231

APPLICATION FOR REISSUE OF:  
(check applicable box)

☒ X  
Utility Patent

☐  
Design Patent

☐  
Plant Patent

### APPLICATION ELEMENTS

1. ☒ X Fee Transmittal Form (PTO/SB/56) (Submit an original, and a duplicate for fee processing)
2. ☒ X Specification (amended, if appropriate)
3. ☒ X Drawings(s) (proposed amendments, if appropriate)
4. ☐ Reissue Oath/Declaration (original or copy) (37 CFR 1.175) (PTO/SB/51 or 52)
5. Original U.S. Patent  
☒ X Offer to Surrender Original Patent (37 CFR 1.178) (PTO/SB/53 or PTO/SB/54) (unsigned)  
OR ☐ Ribbonded Original Patent Grant  
☐ Affidavit/Declaration of Loss (PTO/SB/55)
6. Original U.S. patent currently assigned?  
☒ X Yes  
☐ No  
(If Yes, check applicable box(es))  
☒ X Written Consent of all Assignees (PTO/SB/53 or 54) (unsigned)  
☒ X 37 CFR 3.73(b) Statement (unsigned)  
☒ X Declaration/Power of Attorney (unsigned)

JC916 U.S. PTO  
09/27/00

A/Res  
JC916 U.S. PTO  
09/672523  
09/27/00

7. ☒ Transfer drawings from Patent File

**ACCOMPANYING APPLICATION PARTS**

8. \_\_\_\_\_ Foreign Priority Claim (35 USC 119) (if applicable)

9. \_\_\_\_\_ a. Information Disclosure Statement (IDS)/PTO-1449

\_\_\_\_\_ b. Copies of IDS Citations

10. \_\_\_\_\_ English Translation of Reissue Oath/Declaration (if applicable)

11. \_\_\_\_\_ a. Small Entity Statements(s)

\_\_\_\_\_ b. Statement filed in prior application, Status still proper and desired

12. \_\_\_\_\_ Preliminary Amendment

13. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)

14. ☒ Other: Associate Power of Attorney

Letter Regarding Limited Recognition

**15. CORRESPONDENCE ADDRESS**

\_\_\_\_\_ Customer Number or Bar Code Label

(Insert Customer No. or Attach Bar Code Label here)

or

☒ Correspondence Address Below

NAME André L. Marais

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Respectfully submitted,

BLAKELY SOKOLOFF TAYLOR & ZAFMAN

Date: 09/27/00

By 

André L. Marais  
Under 37 CFR § 10.9(b)

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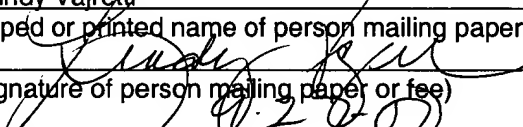
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Date of Deposit: September 27, 2000

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Lindy Vajretti

(Typed or printed name of person mailing paper or fee)



(Signature of person mailing paper or fee)

09.27.00

(Date signed)

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## FEE TRANSMITTAL FOR FY 2000

Complete if Known:

Reissue Application No. Not yet assigned 09-672,523  
Filing Date September 27, 2000  
First Named Inventor Kuriacose JOSEPH  
Group Art Unit 2783  
Examiner Name Dzung Nguyen  
Attorney Docket No. 005214.P001R

TOTAL AMOUNT OF PAYMENT (\$) 4,342.00

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### METHOD OF PAYMENT (check one)

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 02-2666  
Deposit Account Name \_\_\_\_\_

- ☒ Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

2. \_\_\_\_\_ Payment Enclosed:

\_\_\_\_\_ Check  
\_\_\_\_\_ Money Order  
\_\_\_\_\_ Other

### FEE CALCULATION

#### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
101	690	201	345	Utility application filing fee	_____
106	310	206	155	Design application filing fee	_____
107	480	207	240	Plant filing fee	_____
108	690	208	345	Reissue filing fee	_____
114	150	214	75	Provisional application filing fee	_____

SUBTOTAL (1) \$ NA

#### 2. EXTRA CLAIM FEES - Preliminary Amendment

					Fee from below	Fee Paid
	Claims Remaining After Amd.		Highest No. Previously Paid For	Present Extra	Ratio	Additional Fee
Total Claims	* 335	Minus	** 236	99	X18	\$ 1,782.00
Indep. Claims	* 48	Minus	*** 16	32	X80	\$ 2,560.00

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	260	204	130	Multiple dependent claim, if not paid
109	78	209	39	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$ 4,342.00

01/10/2000

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PTO/SB/17 (6/99)

Patent fees are subject to annual revisions. Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid.  
See Forms PTO/SB/09-12

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## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Code	Fee (\$)	Code	Fee (\$)		
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for response within first month	
116	380	216	190	Extension for response within second month	
117	870	217	435	Extension for response within third month	
118	1,360	218	680	Extension for response within fourth month	
128	1,850	228	925	Extension for response within fifth month	
119	300	219	150	Notice of Appeal	
120	300	220	150	Filing a brief in support of an appeal	
121	260	221	130	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive unavoidably abandoned application	
141	1,210	241	605	Petition to revive unintentionally abandoned application	
142	1,210	242	605	Utility issue fee (or reissue)	
143	430	243	215	Design issue fee	
144	580	244	290	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	690	246	345	For filing a submission after final rejection (see 37 CFR 1.129(a))	
149	690	249	345	For each additional invention to be examined (see 37 CFR 1.129(a))	
Other fee (specify) _____					
Other fee (specify) _____					

SUBTOTAL (3) \$ NA

\*Reduced by Basic Filing Fee Paid

## SUBMITTED BY:

Typed or Printed Name: André L. Marais

Signature  Date 10/6/00Reg. Number Under 37 CFR § 10.9(b) Deposit Account User ID 02-2666  
(complete if applicable)

01/10/2000

- 2 -

PTO/SB/17 (6/99)

P. 03/76

FAX NO. 408 720 9397

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<b>REISSUE APPLICATION BY THE ASSIGNEE, OFFER TO SURRENDER PATENT</b>		Docket Number (Optional) <b>005214.P001R</b>
This is part of the application for a reissue patent based on the original patent identified below.		
Name of Patentee(s): Kuriacose Joseph, et al.		
Patent Number 5,819,034	Date Patent Issued October 6, 1998	
Title of Invention Apparatus for Transmitting and Receiving Executable Applications as for a Multimedia System, and Method and System to Order an Item Using a Distributed Computing System		
OpenTV, Inc. is the assignee of the entire interest in the original patent.		
I offer to surrender the original patent.		
<input checked="" type="checkbox"/> A certificate under 37 CFR 3.73(b) is attached.		
I am authorized to act on behalf of the assignee.		
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application, any patent issued thereon, or any patent to which this declaration is directed.		
Name of assignee OpenTV, Inc.		
Signature of person signing for assignee	Date	
Typed or printed name and title of person signing for assignee Umesh Desai, Associate General Counsel - IP		

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005214.P001R

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue Application of:

Kuriacose JOSEPH, et al.

Serial No.: New application

Filing Date: Herewith

For: APPARATUS FOR TRANSMITTING  
AND RECEIVING EXECUTABLE  
APPLICATIONS AS FOR A  
MULTIMEDIA SYSTEM, AND  
METHOD AND SYSTEM TO ORDER  
AN ITEM USING A DISTRIBUTED  
COMPUTING SYSTEM

Examiner: Not yet assigned

Art Unit: Not yet assigned

Assistant Commissioner for Patents  
Washington, D.C. 20231

CERTIFICATION UNDER 37 C.F.R. 3.73

Sir:

OPENTV, INC. certifies that it has ownership of U.S. Patent no. 5,819,034, issued October 6, 1998 by way of an assignment to OPENTV, Inc. (Assignee) from THOMAS CONSUMER ELECTRONICS, INC. (Assignor), recorded September 27, 1999 at reel 010263, frame 0580, by way of an assignment from the inventors (Kuriacose Joseph, Ainsley Wayne Jessup, Jr., Vincent Dureau and Alain Delpuch (Assignors) to THOMAS CONSUMER ELECTRONICS, INC. (Assignee), recorded April 28, 1994 at reel 6978 and frame 0789.

OPENTV, INC.

Date: \_\_\_\_\_

By: \_\_\_\_\_

Umesh Desai  
Associate General Counsel - IP  
OpenTV, Inc.